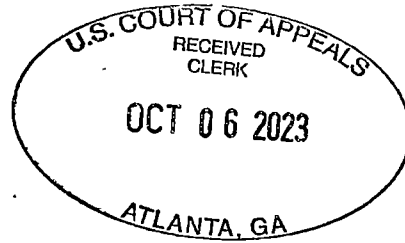


October 1, 2023

David J. Smith

Clerk of Court



U.S. Court of Appeals for the 11th Circuit

56 Forsyth Street, N.W.

Atlanta, Georgia 30303

Re: Polelle v. Byrd, No.22-14031JJ

FRAP Rule 28 (j) letter

Dear Mr. Smith:

Yesterday, my research located the seminal case of State *ex rel. Merrill v.*

Gerow, 85 So. 144, 146 (Fla. 1920), followed and never overruled, which states:

Primary election laws and laws governing general elections are so interwoven that together they comprise the election machinery of the state, and the rights, duties, privileges, and powers granted or imposed by one are equivalent to those granted or imposed by the other, in so far as the processes of the courts may be invoked to enforce or protect them.

The reason for this citation relates to Argument IV (B) (2), starting on page 28 of Polelle's principal brief and Argument V, starting on page 15 of Polelle's Reply Brief.

This authority is cited for the proposition that in addition to, or in lieu of, the U.S. Supreme Court cases cited in those briefs, the State of Florida, as a matter of its own state law, regards its primaries and general elections to be a unified electoral system of equal legal importance whether or not race or ethnicity is involved...

The undersigned has sent a copy of this letter to all other parties.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael J. Polelle". The signature is written in a cursive, flowing style with a large, prominent loop at the end.

Michael J. Polelle

Plaintiff-Appellant, Pro Se

Word County: 238

POLELLE
1102 Ben Franklin Drive
Unit 511
Sarasota, Florida 34236

USCA11 Case: 22-14031 Document: 35 Date Filed: 10/06/2023 Page: 3 of 3

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DAVID J. SMITH
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ATLANTA, GA 30303

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